

REMARKS

Status of the claims:

Claims 7 – 9 and 26 – 44 are cancelled.

Claims 1 – 6 and 10 – 25 are pending.

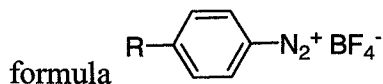
Claims 1 – 6, 10 – 16, 18 – 22, 24 and 25 are allowed.

Claims 17 and 23 are rejected under 35 U.S.C. § 112.

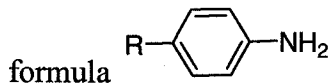
Amendments to the claims:

The claims have been amended to restore essential elements that were erroneously altered in the previous amendments to the claims.

Claim 17 has been amended to its original form by replacing 6 with the structural



Claim 23 has been amended to its original form by replacing 7 with the structural



No new matter has been introduced by way of these amendments.

Allowed claims:

Claims 1 – 6, 10 – 16, 18 – 22, 24, and 25 stand allowed by the Examiner. The Examiner is graciously acknowledged for allowance of these claims.

I. Rejection of claims 17 and 23 under 35 U.S.C. § 112

Claims 17 and 23 stand rejected under 35 U.S.C. § 112 for indefiniteness for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The Examiner has stated that these claims are rejected for omitting essential elements, which are the molecular figures of numbered objects 6 and 7.

In response to the Examiner's objection, Applicant has amended claims 17 and 23 to replace numbered object 6 and numbered object 7 with chemical structural formulas. The amendments return these claims to their original form.

II. Double Patenting:

Applicant's response to the Official Action ("Office Action") having a mailing date of December 11, 2007 is incorporated herein by reference.

Applicant reserved the right in this response to file a terminal disclaimer on grounds of non-statutory obviousness double patenting for co-pending application 10/632,948 when said application issued as a patent. As said application has now issued as US Patent 7,384,815, Applicant now submits the appropriate terminal disclaimer with this response.

CONCLUSIONS

No new matter has been added to the Application. Claims 17 and 23 have been amended to return these claims to their original form. Applicant respectfully submits that amended claims 17 and 23 are now allowable under 35 U.S.C. § 112. Applicant also submits terminal disclaimer with this response.

If additional fees are due and are not included, the Director is hereby authorized to charge any fees or credit any overpayment to Deposit Account Number 23-2426 of WINSTEAD PC (referencing matter 11321-P054WOUS).

If the Examiner has any questions or comments concerning this paper or the present application in general, the Examiner is invited to call the undersigned at 713-650-2780.

Respectfully submitted,

WINSTEAD PC

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Date: July 14, 2008

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